

REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 1, 3 through 5, 12, and 19 through 22 are pending, with Claims 1 and 12 being independent. Claims 1, 4, 12, and 21 have been amended.

Claims 1, 3 through 5, 12, and 19 through 22 were rejected under 35 U.S.C. § 103 over previously-cited US 2002/0007407 A1 (Klein) in view of newly-cited US 6,847,997 B1 (Kleiner). All rejections are respectfully traversed.

Claims 1 and 12 variously recite, *inter alia*, discriminating network identification information being used in the vicinity from among the plurality of network identification information stored by comparing the detected network identification information with the plurality of network identification stored, and distinctly displaying network identification information discriminated as being used in the vicinity and network identification information not discriminated as being used in the vicinity so that a user can select as claimed with displaying as claimed.

However, Applicant respectfully submits that neither Klein nor Kleiner, even in the proposed combination, assuming, *arguendo*, that the documents could be combined, discloses or suggests at least the above-discussed claimed features as recited, *inter alia*, in Claims 1 and 12.

Applicant further respectfully submits that there has been no showing of any indication of motivation in the cited documents that would lead one having ordinary skill in the art to arrive at the above-discussed claimed features. By means of such features, Applicant respectfully submits that it is possible, for example, for the user to select network identification information not used in the vicinity to construct a wireless network independent, and further to avoid

interference by setting between independent wireless networks systems because used or unused network identification information can be discriminated and displayed.

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed above. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

Applicant submits that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,

/Daniel S. Glueck/
Daniel S. Glueck
Attorney for Applicant
Registration No. 37,838

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3800
Facsimile: (212) 218-2200
DSG/ijr

FCHS_WS 2184165v1